

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
v.)	No. 4:06CR00302 ERW
)	
JIMMY JOE ABNEY, II,)	
)	
Defendant.)	

ORDER

This matter is before the Court on defendant's motion to vacate, set aside or correct sentence pursuant to 28 U.S.C. § 2255 [doc. #30].

The policy of this Court is to file and docket a § 2255 motion as a separate civil case and address the request for § 2255 relief in that new civil case rather than in the closed criminal file.

Accordingly,

IT IS HEREBY ORDERED that the Clerk of Court shall remove from this case file defendant's motion to vacate, set aside or correct sentence pursuant to 28 U.S.C. § 2255 [doc. #30] and open a new civil case containing the instant § 2255 motion.

IT IS FURTHER ORDERED that the Clerk of Court shall retain a copy of the instant § 2255 motion [doc. #30] in the instant criminal file.

So Ordered this 27th Day of June, 2007.

A handwritten signature in black ink, appearing to read "E. Richard Webber", written in a cursive style.

E. RICHARD WEBBER
UNITED STATES DISTRICT JUDGE